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UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

UNITED STATES OF AMERICA

3:11-CR-00168-HA

v.

**GOVERNMENT'S SENTENCING
MEMORANDUM**

JOAQUIN SEGURA CORDERO,

Sentencing Date: October 7, 2013

Defendant.

9:30 a.m.

The United States of America, by and through S. Amanda Marshall, United States Attorney for the District of Oregon, and Assistant United States Attorney Kathleen L. Bickers, submits the following memorandum in support of the government's position on sentencing.

The court will sentence the defendant, pursuant to the defendant's plea of guilty to Count 1, Conspiracy to Distribute Heroin, in violation of Title 21, U.S.C., Sections 841(a)(1), (b)(1)(A)(i) and 846, Count 2, Distribution of Heroin Resulting in Death, and Count 3, Distribution of Heroin Resulting in Death, in violation of Title 21, U.S.C., Sections 841(a)(1), (b)(1)(C).

RECOMMENDED SENTENCE

The parties agree to jointly recommend and urge the court impose a sentence of 168 months which is the low-end of the range specified in offense level 35, at Criminal History Category I. The parties anticipate that Level 35 will be the advisory range after a four-level adjustment upward from the Base Offense Level of 38 to Level 42 for the defendant's role in the offense, a three-level adjustment downward pursuant to his early acceptance of responsibility, and an additional four-level adjustment based on additional factors to be presented at sentencing.

Accordingly, the government recommends the defendant be sentenced to 168 months imprisonment and be ordered to pay restitution in the amount of \$5,780.00 to Lois Elliot, as a designated family member of victim Jedidiah Elliot.¹

Respectfully submitted,

S. AMANDA MARSHALL
United States Attorney

s/Kathleen L. Bickers
KATHLEEN L. BICKERS, OSB #85151
Assistant United States Attorney

¹ Defendant and the government agreed to request the court order the defendant to pay full restitution to designated family members of Tovi Sinyayev and Jedidiah Elliot for expenses related to their deaths. The family of Jedidiah Elliot has submitted receipts for funeral expenses to the presentence writer totaling \$5,780.00. The government is not at this time seeking restitution related to the death of Tovi Sinyayev because his family has not yet provided the government with information regarding restitution.